

MELINDA HAAG (CABN 132612)  
United States Attorney  
MIRANDA KANE (CABN 150630)  
Chief, Criminal Division  
KEVIN J. LIN (NYBN 5048053)  
Special Assistant United States Attorney  
1301 Clay Street, Suite 340S  
Oakland, CA 94612  
Telephone: (510) 637-3680  
Fax: (510) 637-3724  
E-Mail: kevin.lin@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,	)	No. CR 13-00166 YGR
	)	
Plaintiff,	)	STIPULATION AND ORDER
	)	VACATING STATUS CONFERENCE
v.	)	SET FOR MAY 9, 2013 AND SETTING
	)	CHANGE OF PLEA DATE FOR JUNE 6,
BLANCA AVELES-FERMIN,	)	2013 AND EXCLUDING TIME FROM
	)	MAY 9, 2013 TO JUNE 6, 2013
Defendant.	)	
	)	

**STIPULATION**

IT IS HEREBY STIPULATED, by and between the parties to this action, that the status conference date in the above-referenced case, currently set for Thursday, May 9, 2013, at 2:00 p.m., may be vacated, and requesting a change of plea date set for Thursday, June 6, 2013 at 2:00. The reason for the request is that the parties expect the case to resolve with a guilty plea and were informed by the courtroom clerk that the May 9 calendar is full for changes of plea. This is the first continuance the parties have requested. The parties further agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from May 9, 2013 to June 6, 2013.

ORDER EXCLUDING TIME  
No. CR 13-00166 YGR

1 Failure to grant the requested continuance would unreasonably deny defendant's counsel time  
2 for effective preparation, given counsel's need to review an immigration hearing tape provided  
3 on April 30, 2013.

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6 //

7 DATED: 5/2/2013

/s/  
\_\_\_\_\_  
JOYCE LEAVITT  
Counsel for Blanca Aveles-Fermin

9 DATED: 5/2/2013

/s/  
\_\_\_\_\_  
KEVIN LIN  
Special Assistant United States Attorney

12 **ORDER**

13 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the status conference date in  
14 the above-referenced case, currently set for Thursday, May 9, 2013, at 2:00 p.m., is vacated. The  
15 case is now set for change of plea on Thursday, June 6, 2013, at 2:00 p.m. In addition, the Court  
16 finds that the ends of justice served by excluding the period from May 9, 2013 to June 6, 2013,  
17 outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. §  
18 3161(h)(7)(A).

19 SO ORDERED.

21 DATED: May 3, 2013

  
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HONORABLE YVONNE GONZALEZ ROGERS  
United States District Judge